

**COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION**

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PUBLIC SERVICE  
COMMISSION

**In the Matter of:**

**MATRIX ENERGY, LLC            )  
FOR DETERMINATION OF        )  
RETAIL ELECTRIC SUPPLIER    )**

**CASE NO. 2003-00228**

**RESPONSE OF BIG SANDY RURAL ELECTRIC COOPERATIVE  
CORPORATION TO DATA REQUESTS OF MATRIX ENERGY**

Big Sandy Rural Electric Corporation (Big Sandy) for its Response to the Data Request by Matrix Energy states as follows:

**Data Requests**

1. Please state the date upon which Big Sandy was first advised that a new mine was to be constructed by Beechfork Processing, Inc., which mine was later named the Matrix Mine, and identify the individual or entity providing this information, the individuals present during this conversation and describe the substance of the conversation and whether Big Sandy was advised of the location of the mine portal and shaft for the new mine.

**ANSWER (1):**       January 3, 2002. See Testimony of:

- a) Bruce A. Davis, P.2.
  - b) David Estepp, p.1-2.
  - c) Arlie O. Daniel, P.1.
  - d) Gregory L. McKinney, P.2.
2. Please state the date that Big sandy first became aware that the majority of the coal reserves to be mined through the new mine referred to in Data Request No. 1 were located in the certified territory of AEP, and how it became aware of this information.

**ANSWER (2):** June 13, 2003. From the application filed herein by Matrix.

3. Please provide copies to any and all documents reflecting the discussions at the January 3, 2002, meeting at Big Sandy's Office referenced at Paragraph No. 5 of the Testimony of Bruce A. Davis, Jr. including but not limited to notes, memoranda and/or correspondence.

**ANSWER (3):** See Big Sandy Answer No. 4 (b) of Response to Data Request of Kentucky Power

4. Paragraph 6 of the Testimony of Bruce A. Davis, Jr. states that during the January 3, 2002, meeting at Big Sandy's Office, Beech Fork requested temporary service in November 2002 and service to the mine in January 2003. Please state whether Beech Fork requested that temporary service be provided to the mine site by April of 2002 so that construction of the shaft and slope of the mine could be completed by November of 2002, whether Big Sandy indicated that it could provide this temporary service by April 2002, and whether Big Sandy indicated that Beech Fork could get temporary power for the construction of the shaft and slope by extending a power line from the Czar mine site.

**ANSWER (4):** No.

5. If Big Sandy's answer to request No. 4 above states that Big Sandy advised Beech Fork that Big Sandy could provide power for the construction of the shaft and portal by April 2002, please describe how Big Sandy would have provided this service, including the distribution line that would have been utilized, any construction required to provide this service, how long it would have taken

complete the construction, and the steps taken by Big Sandy to provide this temporary service for the construction of the shaft and portal.

**ANSWER (5):** N/A

6. Paragraph 6 of the Testimony of Bruce A. Davis, Jr., states that during the January 3, 2002, meeting at Big Sandy's Office, Beech Fork requested temporary service in November 2002 and service to the mine in January 2003. Please state whether Big Sandy could provide temporary service to the mine in November of 2002 to power the work necessary to connect the shaft and the slope, and the start to production in January 2003. If so, please describe how Big Sandy would have provided this service, including the distribution line that would have been utilized, any construction required to provide this service, how long it would have taken to complete the construction, and the steps taken by Big Sandy to provide this temporary service.

**ANSWER (6):** At the January 3, 2002 meeting, Beech Fork requested start up power for the mine in November 2002, and full power for mine in January 2003.

9. Paragraph 4 of the Testimony of David Estepp states that the cost of the substation needed to tap AEP's 69 kV line is \$172,000, the cost to the 1.6 mile transmission line is \$267,000, and that EKP would agree to accept \$4,000.00 per month for 60 months if Beech Fork prepares the site for the substation and provided the easements for the transmission line. The electronic mail dated September 5, 2002, from Greg McKinney with EKP to Paul Horn of Beech Fork states that the cost to provide service at the original location adjacent to the mine portal is \$ 512,000 and the cost to provide service adjacent to AEP's 69kV line is

\$285,851. Please itemize in detail (a) the total costs, direct and indirect, to be charged Matrix by Big Sandy and/or EKP for construction of the substation adjacent to AEP's 69kV line, as well as the 1.6 mile transmission line to the mine, including any interconnection and/or tap fee(s), and (b) the total costs, direct and indirect, to be charged Matrix by Big Sandy and/or EKP for service from AEP's 69kV line if Matrix is allowed to construct the substation adjacent to AEP's 69kV line and the 1.6 mile transmission line, including any interconnection fee(s).

**ANSWER (9):** Objection. The requested data is not relevant to the issues.

12. Please state the maximum amount of voltage Big Sandy is authorized to distribute or sell over its distribution lines, and please provide a copy the operating guidelines or policies governing Big Sandy's operations.

**ANSWER (12):** Objection. This request is unduly burdensome, over board, and requests data not relevant. Without waiving the objection, Big Sandy states that it has no maximum voltage limitation.

15. Please provide copies of any and all documents reflecting complaints received from customers of Big Sandy receiving power from or off of the distribution lines serving the Right Fork of Daniels Creek and Sycamore Creek.

**ANSWER (15):** Objection. This request is unduly burdensome and overboard. Without waiving the objection, Big Sandy has no written documents reflecting customer complaints for this area.

16. Please state whether Big Sandy can obtain authorization from AEP to interconnect onto AEP's 69kV transmission line and whether FERC approval is

required. If FERC approval is required, please describe the procedure to obtain such approval, and the length of time necessary to obtain said approval.

**ANSWER (16):** Big Sandy is not authorized to tap AEP's transmission line. FERC approval is not required for EKPC to tap the line.

17. Please state whether the representatives of Big Sandy knew at the close of the January 3, 2002, meeting that the discussed shaft mine would mine coal located in AEP's certified territory and, if so, whether the representatives of Beech Fork were advised that Big Sandy could not provide power to that portion of the new mine located in AEP's certified territory.

**ANSWER (17):** No. It was not known.

18. Please state whether at the January 3, 2002, meeting the representatives of Big Sandy advised Beech Fork that Beech Fork could construct the new substation as well as the 1.6 miles of transmission line, in order to minimize the cost of same.

**ANSWER (18):** This matter was discussed generally and Big Sandy was favorable to Beech Fork's assistance in construction.

19. Please provide copies of any and all documents concerning, relating to or referring to the meeting between EKP and AEP held on February 25, 2002, to discuss the potential tap associated with the service to the Matrix Mine.

**ANSWER (19):** See Answer 4 (b) and Big Sandy ex. B of Big Sandy Response to Kentucky Power data request.

20. Please identify the representative(s) of Beech Fork and the representative (s) of Big Sandy that met on April 15, 2002, and the substance of the discussion.

**ANSWER (20):** Big Sandy: David Estepp, Gregory McKinney, Dominic Ballard and Doug Meadows.

Beach Fork: Paul Horn

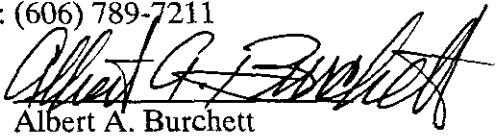
The meeting was for the purpose of discussing the location of transmission line and substation.

Respectfully Submitted,

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By:

  
Albert A. Burchett

### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing Document Request was served by hand delivery, on November 24, 2003 and by fax on November 21, 2003 upon:

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